

Application No. 10/006,368 of HOOGENDOOM et al.
Amendment dated September 29, 2004
Page 6

REMARKS/ARGUMENTS

Preliminarily, the Applicants would like to thank the Examiner for acknowledging the allowable subject matter of claim 3. It is submitted that upon entry of this Amendment, all of the remaining and newly presented claims will be allowable as well. Accordingly, reconsideration and allowance of the present application based on the above amendments and the following remarks are respectfully requested.

Upon entry of the above amendments, claims 1-2 and 5-20 will be pending, of which claims 6-20 have been added to more distinctly claim the Applicants' invention. No new matter has been introduced.

Claims 1, 2, 4 and 5 stand rejected under 35 U.S.C. §102(b) as anticipated by EP 0688854. The Applicants respectfully submit that the above amendments, which introduce the features of previously pending claim 3 into presently pending claim 1, fully address this rejection. Furthermore, with regard to claims 7, 13, 19 and 20, it is submitted the EP 0688854 neither teaches or fairly suggests a metal working fluid or hydraulic fluid, as this reference discusses a refrigerating oil in a refrigeration system. Accordingly, the Applicants respectfully request the withdrawal of this rejection.

Therefore, as all objections and rejections having been addressed and overcome, it is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited.